

**APPROVED 08/05/03**  
**ENVIRONMENTAL IMPROVEMENT BOARD**  
**MINUTES OF THE JULY 1, 2003 MEETING**

The July meeting of the Environment Improvement Board (EIB) was held at the State Capitol Building in Santa Fe, New Mexico on July 1, 2003. Chair Gay Dillingham called the meeting to order at approximately 9:40 a.m.

**Item #1: Roll Call**

Members Present: Ms. Gay Dillingham, Chair  
Mr. Gregory Green, Secretary  
Ms. Gwen Wardwell  
Mr. Harold Tso  
Ms. Dolores Herrera

Members Absent: Mr. Clifford Stroud, Vice-Chair  
Mr. Jeff Thomas

|                 |                         |                   |
|-----------------|-------------------------|-------------------|
| Others Present: | Geraldine Madrid-Chavez | Mary Smith, AGO   |
|                 | Jennifer Pruett         | James Bearzi      |
|                 | Jerry Schoeppner        | Eugene C. Bassett |
|                 | Charles Lundstrom       | Bill Scott        |
|                 | Sam                     | Adrian Hanson     |
|                 | Paul Paryski            | Dominic Silva     |
|                 | Steve Pullen            | Dave Cobrain      |
|                 | Jim Davis               | Kalvin Martin     |
|                 | Joni Arends             | Boyd Hamilton     |
|                 | Link Summers            | Ana Marie Ortiz   |
|                 | Jan Janecka             | Mike Bowen        |

**Item #2: Approval of Agenda**

The following changes were made to the agenda:

- Items #7 & #8 were switched.
- Item's #5 & #6 will be removed from the agenda and Gay Dillingham will sign the Statement of Reasons.

**ACTION: Mr. Green made a motion to approve the agenda as amended. Ms. Herrera seconded. Motion carried unanimously.**

**Item #3: Public Comment Period – 9:30am – 10:00am**

Ms. Joni Arends, CCNS, requested the Board leave the record open so CCNS can have more time to review the Proposed Amendments to Title 20, Chapter 4, Part 1 of NM

Administrative Code (EIB 03-02) before a decision will be made on the hearing. The Board granted her request.

Link Summers gave the Board a heads up on the following issues:

- Liquid Waste Systems - Permits
- Issue of Grandfathering - Regulations.

Ms. Jennifer Pruetz asked the Board how would the Statement of Reasons be handled. Ms. Mary Smith stated that she has already drafted the Statement of Reasons and Ms. Gay Dillingham will sign them and they will be filed and sent out to all interested parties.

**Item #4: Approval of June 12-13, 2003 meeting minutes**

Ms. Herrera requested 2 changes be incorporated to the June 12-13, 2003 minutes. These changes were hand delivered to the Administrator and will be reflected in the June 12-13, 2003 minutes.

**ACTION: Mr. Tso made a motion to approve the June 12-13, 2003 minutes as amended. Ms. Wardwell seconded. Motion carried unanimously.**

**Item #5: Adoption of Statement of Reasons – Proposed Amendments to 20.5 NMAC, Parts 1 and 4-8. (EIB 02-17)**

**Removed from the Agenda.**

**Item #6: Adoption of Statement of Reasons – Proposed Amendments to 20.5 NMAC, Parts 1 and 9-16. (EIB 02-01)**

**Removed from the Agenda.**

**Item #8: Hearing of and possible decision Amend Air Quality Control Regulation 20 NMAC 2.72.219.B. (EIB 02-01).**

A public hearing was held at the New Mexico State Capitol Building in Santa Fe on July 1, 2003 regarding Petition No. EIB 02-01 at approximately 10:00 a.m. In attendance were Gregory Green, Hearing Officer, and the Board Members listed above. The following Board Members were absent: Jeff Thomas & Clifford Stroud. This hearing was transcribed and the record will be in the custody of the Administrator. It is available upon request.

Mr. Gregory Green, Hearing Officer, announced that the record is now closed.

**ACTION: Mr. Tso made a motion to approve the Amendment to the Air Quality Control Regulation 20 NMAC 2.72.219.B. Ms. Dillingham seconded. A roll call vote was taken and the results are as follows:**

|                       |            |
|-----------------------|------------|
| <b>Ms. Herrera</b>    | <b>Yes</b> |
| <b>Mr. Tso</b>        | <b>Yes</b> |
| <b>Ms. Dillingham</b> | <b>Yes</b> |
| <b>Ms. Wardwell</b>   | <b>Yes</b> |
| <b>Mr. Green</b>      | <b>Yes</b> |

**Motion carried unanimously. (5-0)**

**Item #7: Hearing of and possible decision to consider Proposed Amendments to Title 20, Chapter 4, Part 1 of NM Administrative Code. (EIB 03-02)**

A public hearing was held at the New Mexico State Capitol Building in Santa Fe on July 1, 2003 regarding Petition No. EIB 03-02 at approximately 11:30 a.m. In attendance were Gregory Green, Hearing Officer, and the Board Members listed above. The following Board Members were absent: Jeff Thomas & Clifford Stroud. This hearing was transcribed and the record will be in the custody of the Administrator. It is available upon request.

Mr. Gregory Green, Hearing Officer, announced that this hearing would be in recess until August 5, 2003.

**Item #9: Update on Gray Water Act (HB114) – by Melissa McDonald & Paul Paryski**

Ms. Melissa McDonald & Paul Paryski updated the Board on the Gray Water Act (HB114) and noted that the House and Senate passed this bill with only 2 opposing votes. Mr. Paryski stated that he feels the health risk is very minimal. Mr. Paryski feels that this bill will be moved to the Environmental Improvement Act, which will be determined by the Legislature. Mr. Paryski stated this bill was partially introduced by NMED with support by the State Engineer’s Office Water Reuse Working Group. Ms. McDonald stated the educational aspect of the Gray Water Act is moving forward and more information on this issue will be published soon.

**Item #10: Presentation by Link Summers – regarding Gray Water Act.**

Mr. Link Summers introduced himself to the Board and gave a brief biography. Mr. Summers informed the Board that he has currently filed a lawsuit against the State of New Mexico Environment Department. Mr. Summers read a statement to the Board in regards to the Gray Water Act and discussed his views in regards to the health risks of using Gray Water.

Mr. Eugene C. Bassett informed the Board as of January 1, 1996 anyone in the State of New Mexico has been able to reuse Gray Water. Mr. Bassett stated he is in favor of the reuse of Gray Water but states it needs to be safe.

Mr. Adrian Hanson, Professor at NMSU, states his concern is that without proper construction there is potential for serious disease and particularly he is concerned with

the border in areas where there is high concentration and traffic. Mr. Hanson stated there should be guidance and information for the people who would like to install the reuse of Gray Water.

**Item #11: Other Business**

No other business at this time.

**Item #12: Next Meeting**

The next meeting of the Environmental Improvement Board will be August 5, 2003, in Santa Fe, New Mexico at the State Capitol Building in Room 317.

**Item #13: Adjourn**

**ACTION: Ms. Herrera made a motion to adjourn. Ms. Wardwell seconded. Motion carried unanimously.**